

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

Eileen Keating, being duly sworn, says: (1) I am not a party to this action, am over 18 years of age, and reside at Lindenhurst, New York; and (2) on October 11, 2007, I served the within NOTICE OF MOTION, AFFIDAVIT AND MEMORANDUM OF LAW on each of the following attorneys (or parties) at the address set forth after said attorney's (or party's) name, that being the address designated by said attorney (or party) for that purpose, by depositing a true copy of same enclosed in postage-paid, properly addressed wrapper in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York at 100 Jericho Quadrangle, Jericho, New York:

To: Penn Proefriedt Schwarzfeld & Schwartz
Attorneys for Plaintiff
114 West 47th Street
New York, NY 10036

Marc S. Brown, Esq.
Hiscock & Barclay, LLP
Attorneys for Defendants
James Stumpf and Trevor Prince
2000 HSBC Plaza
100 Chestnut Street
Rochester, New York 14604-2404


Eileen Keating

Sworn to before me
October 11, 2007


Notary Public

HENRY JAMES WALLACH
Notary Public, State of New York
No. 02WA6085283
Qualified in New York County
Commission Expires December 23, 2008
2010